

SB

132



## Senator Georgianna Lincoln

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Alaska State Legislature, District C

State Capitol • Juneau, Alaska 99801-1182 • (907) 465-3737 • Fax (907) 465-2652

E-mail: Senator\_Georgianna\_Lincoln@legis.state.ak.us

### Sponsor Statement for Senate Bill 132

**“An Act removing the Old Minto town site from the Minto Flats State Game Refuge and authorizing the Department of Natural Resources to convey certain land at the historic Old Minto site to the Native Village of Minto.”**

In 1971, the residents of Old Minto were forced to move from their village due to flooding and bank erosion. The residents moved to a Native Allotment at the current site of the Village of Minto. The Old Minto site reverted to DNR, and became part of the Minto Flats State Game Refuge in 1988.

Senate Bill 132 will allow for the transfer of approximately 32 acres of land located at the Old Minto Village Site from the Minto Flats State Game Refuge to the Native Village of Minto (NVM). The Native Village of Minto is the governing body of Minto and as such is the appropriate entity to receive the land. Currently, the Interior Athabaskan Cultural Heritage Education Institute (ACHEI) holds a “Public and Charitable Lease” for a youth encampment on the site until 2052.

Old Minto village is located on the banks of the Tanana River, approximately 50 miles northwest of Fairbanks. Old Minto village was the home of the Minto band of Athabaskan Indians from the time of its settlement in 1912 to 1971, when the people relocated to the present village site of Minto due to flooding and bank erosion. Despite relocation, the people of Minto maintain a strong physical commitment to Old Minto. Elders and their descendents go there year-round to camp. The cabins, church, community hall, store, and graveites still exist today.

THE  
FOLLOWING  
DOCUMENT(S)  
ARE  
POOR  
ORIGINAL  
COPIES

# Tanana Chiefs Conference

Chief Peter John Tribal Building

122 First Avenue, Suite 600

Fairbanks, Alaska 99701-4897

(907) 452-8251 Fax: (907) 459-3850

April 7, 2004

## SUBREGIONS

### KUSKOKWIM

McGroth  
Medfra  
Nikotai  
Takotna  
Telaa

Senator Georgianna Lincoln  
Senator Ralph Seekins  
Senator Gary Wilken  
Senator Therrialt

Representative Al Kookesh  
Representative Carl Morgan  
Representative Hugh "Bud" Fate  
Representative David Guttenberg  
Representative James A. Holm  
Representative Jim Whitaker  
Representative John B. Coghil, Jr.

### LOWER YUKON

Anvik  
Grayling  
Holy Cross  
Shageluk

### UPPER TANANA

Dot Lake  
Eagle  
Healy Lake  
Northway  
Tanacross  
Tatlin  
Tok

Honorable Senators and Representatives:

I am writing today to express support for SB 132 on behalf of Tanana Chiefs Conference (TCC) and the Old Minto Family Recovery Camp. TCC operates the Old Minto Family Recovery Camp, an alcohol and drug rehabilitation facility, on the land that would be transferred by SB 132. As an affected entity, TCC supports and recommends passage of SB 132, which would transfer of approximately 32 acres of land at the Old Minto Village site from the Minto Flats Wildlife Refuge to the Minto Village Council.

The Old Minto Family Recovery Camp has held many substance abuse treatment sessions at the Old Minto site building resiliency for patients in recovery by sharing Athabascan culture, wisdom, and traditional Native ways of knowing. In this way the Old Minto Family Recovery Camp has helped hundreds of people since its opening 1989. It is a place where stories are told, and where they can be heard in a setting most conducive for patients to become sober.

The people of (New) Minto continue to visit this special place, by boat, dog sled, and snow machine throughout the year, checking on staff and patients to support them on their journey to sobriety. The people of Minto also support our yearly Sobriety Potlatch with hundreds of people in attendance. The sober Elders of Minto share their stories of sobriety with the patients during a 4-day period as they show the patients how to prepare traditional foods. These lessons are invaluable to the patients, helping them to recover who they are as sober Alaska Native people.

The land at Old Minto has always belonged to the Minto people. And it is our belief that it should remain with them. Cultural Heritage Education Institute's letter of support on SB 132 details the history of Old Minto as follows:

"Founded in the year 1915, by Chief Charlie, Old Minto is a Historic and Traditional site where Athabascan Elders feel their connection to the earth the strongest, indeed it is the spiritual center of their people. For the Minto peoples, it is here that one goes to for

### YUKON FLATS

Arctic Village  
Beaver  
Birch Creek  
Canyon Village  
Chalkyitsa  
Circle  
Fort Yukon  
Venetie

### YUKON KOYUKUK

Gaiens  
Huslia  
Kaitag  
Koyukuk  
Nulato  
Ruby

### YUKON TANANA

Aialna  
Allakaket  
Evansville  
Fairbanks  
Hughes  
Lake  
Minchumina  
Montley Hot  
Springs  
Minto  
Nenana  
Rampart  
Stevens Village  
Tanana

healing, for spiritual connection, and to visit the old resting places of their ancestors. The village was moved in 1969 due to bank erosion and flooding, but the people continue to have strong ties to their homeland. Knowing where one comes from is important to the cultural identity of Minto Athabascans... Whether it is hunting, fishing, basket making or storytelling, the message for the youth is the same; *this is our place, where we belong and where our ancestors speak to the spirit of our peoples.*"

It cannot be said any better than this so. Please include Tanana Chiefs Conference and the Old Minto Family Recovery Camp as supporters of the land being returned to the Minto people.

Thank you for your attention to this important matter. Feel free to contact me with any questions.

Sincerely,

TANANA CHIEFS CONFERENCE



Harold "Buddy" Brown, Esq.  
President and Chairman

cc: Old Minto Recovery Camp

## ***Old Minto Village Site***

### **Minto Tribal Council Resolution # 03 - 06**

**Whereas,** The land is like our parent, providing us with nourishment and the foundation of our culture, and

**Whereas,** The Minto people have lived on the land of the Minto Flats continuously for centuries, relocating from the Old Village Site to the present location due to flooding conditions at the Old Site, and

**Whereas,** Even though the people had to relocate to a new village site, the people of Minto continuously travel to and stay at the Old Village Site to renew the spiritual connection to the site, and participate in cultural activities, and

**Whereas,** The Old Village Site is still the home of the people who were born there, the connection has never left them, and if the land were granted to the people of Minto this connection would be secure for future generations, and

**Whereas,** The Minto Village Council is the governing body of the Native Village of Minto, representing all the Minto people, and as such is the most appropriate entity to receive the land and to care for it for generations to come, and

**Whereas,** The Minto Village Council is a responsible land manager and has the ability to protect the land and its resources, including the important services provided by the Old Minto Recovery Camp that is so valuable for alcohol treatment, as well as the Cultural Heritage and Education Institute.

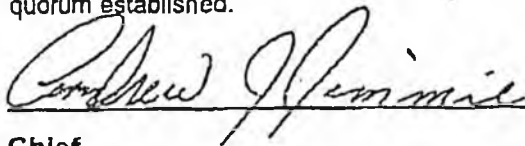
**Whereas,** It is in the best interest of the State of Alaska to protect the rich cultural heritage of Alaska's indigenous people by transferring the Old Minto

Village Site land, and the responsibility of caring for its cultural significance, to the Native Village of Minto.

Now Therefore Be It Resolved that the Minto people support the transfer of approximately 32 acres of land at the Old Minto Village Site from the Minto Flats Wildlife Refuge to the Native Village of Minto through the most expedient way available to the State to make such transfer.

#### Certification

This resolution was adopted by the Minto Village Council by a vote of 15 in favor, 0 opposed, and \_\_\_ abstaining, at a meeting of the Tribal Council where notice was posted and a quorum established.

  
\_\_\_\_\_

Chief

  
\_\_\_\_\_

Secretary/Treasurer



*Dedicated to preserving the Athabascan way of life.*

**CULTURAL HERITAGE & EDUCATION INSTITUTE**  
 P.O. Box 73030 • Fairbanks, Alaska 99707 • (907) 451-0923 • FAX (907)451-0910  
 website-<http://www.ankn.uaf.edu/chei> Email-Chei@mosquiltonet.com

4-1-04

Senator Georgianna Lincoln  
 Senator Ralph Seekins  
 Senator Gary Wilken  
 Senator Therrialt

Representative Al Kookesh  
 Representative Carl Morgan  
 Representative Hugh "Bud" Fate  
 Representative David Guttenberg  
 Representative James A. Holm  
 Representative Jim Whitaker  
 Representative John B. Coghill, Jr.

With Respect to Senators and Representatives,

The Cultural Heritage and Education Institute would like to strongly support and recommend your affirmative vote of bill E32. This bill allows for the transfer of approximately 32 surveyed acres of land, the Old Minto Village site, section 28, township 1 north, range 8 west and Fairbanks Meridian, from the Minto Flats Wildlife Refuge to The Native Village of Minto.

Founded in the year 1915 by Chief Charlie, Old Minto is a Historic and Traditional site where Athabascan Elders feel their connection to the earth the strongest, indeed it is the spiritual center of their people. For the Minto peoples, it is here that one goes to for healing, for spiritual connection, and to visit the old resting places of their ancestors. The village was moved in 1969 due to bank erosion and flooding, but the people continue to have strong ties to their homeland. Knowing where one comes from is important to the cultural identity of Minto Athabascans.

The Cultural Heritage and Education Institute has held many important culture, heritage, language and recovery camps for the people of Minto as well as for others in the spirit of sharing Athabascan culture, wisdom, and traditional native ways of knowing. The Minto Family Recovery Camp has helped hundreds of people since 1989. It is the place where the stories are told, and where they can be heard in the setting most conducive for youth to learn. The people of Minto continually visit this special place, by boat, dog sled or snow machine. Whether it

*"In the old days . . . everybody belonged to a clan. In Minto, there are four: Caribou (Bedzeyh Ti Xwt'ana), Fishtail (Ch'echalyu), Paint (Tsiyhyu), and Middle (Tonidra Gheltsilna)." - Chief Peter John*



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 website-<http://www.ankn.uaf.edu/chel> Email-[Chel@mosquiltonet.com](mailto:Chel@mosquiltonet.com)

*is hunting, fishing, basket making or storytelling, the message for the youth is the same; this is our place, where we belong and where our ancestors speak to the spirit of our peoples.*

This land has always belonged to these peoples. It is our belief that it should remain with them. Thank you for your attention to this important matter. Feel free to contact us with any questions.

*Robert Charlie*  
 Robert Charlie  
 Executive Director  
 Cultural Heritage and Education Institute



*"In the old days . . . everybody belonged to a clan. In Minto, there are four: Caribou (Bedzeyh Ti Xwt'ana), Fishfall (Ch'echalyu), Paint (Tsiyhyu), and Middle (Tonidra Ghelstlna)." - Chief Peter John*

# Alaska Community Database Community Information Summaries (CIS)

[State of Alaska](#) > [DCED](#) > [Community Advocacy](#) > [Community Database Online](#) > [CIS](#) > [Results](#)



## Minto

(MIN-toe)

For Photos of Minto click [here](#)

<b>Current Population:</b>	234 (2003 State Demographer est.)
<b>Incorporation Type:</b>	Unincorporated
<b>Borough Located In:</b>	Unorganized
<b>Taxes:</b>	No taxing authority

### Location and Climate

Minto is located on the west bank of the Tolovana River, 130 miles northwest of Fairbanks. It lies on an 11-mile spur road off of the Elliott Highway. It lies at approximately 65.153330° North Latitude and -149.33694° West Longitude. (Sec. 23, T004N, R009W, Fairbanks Meridian.) Minto is located in the Manley Hot Springs Recording District. The area encompasses 135.1 sq. miles of land and 3.6 sq. miles of water. The climate is cold and continental with extreme temperature differences. The average daily maximum during July is in the low 70s; the average daily minimum during January is well below zero. Extended periods of -40 degrees, and very strong wind chill factors, are common during the winter. Average annual precipitation is 12 inches, with 50 inches of snowfall.

[Topographic  
map of  
Minto  
area](#)

[TopoZone.com](#)

### History, Culture and Demographics

Minto is in the western-most portion of traditional Tanana Athabascan territory. During the late 1800s, some members of the Minto band traveled to Tanana, Rampart and Fort Yukon to trade furs for manufactured goods, tea and flour. With the discovery of gold north of Fairbanks in 1902, steamboats began to navigate the Tanana River, bringing goods and new residents into the area. Old Minto became a permanent settlement when some members of the Minto band built log cabins there, on the bank of the Tanana River. Other families lived in tents on a seasonal basis. A BIA school was established in 1937, but most families still did not live in Minto year-round until the 1950s. The Minto band was eventually joined by families from Nenana, Toklat, Crossjacket and Chena. The village was relocated to its present location, 40 miles north of the old site, in 1969 due to repeated flooding and erosion. The present site had been used as a fall and winter camp since the early 1900s. New housing and a new school were completed by 1971.

A federally recognized tribe is located in the community -- the Native Village of Minto. 92.2% of the population are Alaska Native or part Native. Minto residents are mainly Tanana Athabascans. Several families have seasonal fishing/hunting camps and trapping areas on the Tanana River and Goldstream Creek. The sale or importation of alcohol is banned in the village. During the 2000 U.S. Census, there were 99 total housing units, and 25 were vacant. 5 of these vacant housing units are used only seasonally. 42 residents were employed. The unemployment rate at that time was 40.35%, although 76.54% of all adults were not in the work force. The median household income was \$21,250, per capita income was \$9,640, and 26.42% of residents were living below the poverty level.

### **Facilities, Utilities, Schools and Health Care**

Water is derived from two wells, is treated, and distributed in a heated circulating water line. Wastes are piped to a sewage lagoon. 52 homes are connected to the piped water and sewer system, and have complete plumbing. The system was completed in 1986, after two systems constructed in the 1970s had failed. The water main froze during the winter of 1999/2000, and the lack of water and heat subsequently caused the sewage system to freeze. Major improvements and repairs are needed. 38 households haul their own water and honeybuckets. There is no washeteria available in the village. Water system improvements have been funded, and a landfill relocation study is underway. Funds are needed to develop facilities at the Old Minto Family Recovery Camp, a 35-day inpatient facility for substance abuse, located at the old village site. Electricity is provided by AVEC. There is one school located in the community, attended by 60 students. Local hospitals or health clinics include Minto Health Clinic (798-7412); Fairbanks hospitals. Minto is classified as an isolated village, it is found in EMS Region 1C in the Interior Region. Emergency Services have highway and air access. Emergency service is provided by volunteers and a health aide.. Auxiliary health care is provided by Fairbanks hospitals.

### **Economy and Transportation**

Most of the year-round employment is with the school, lodge, clinic or village council. Many residents work during summers fire fighting for the BLM. Some residents trap or work in the arts and crafts center, making birch-bark baskets and beaded skin and fur items. Subsistence is an important part of the local economy. Most families travel to fish camp each summer. Minto Flats is one of the most popular duck hunting spots in Alaska. Salmon, whitefish, moose, bear, small game, waterfowl and berries are utilized.

Minto is accessible by the Elliott Highway, a 118-mile drive to Fairbanks. The Tolovana River allows boat access to the Tanana and Nenana Rivers, but no barge service is available because it is too shallow. A new State-owned 2,000' long by 65' wide gravel airstrip is available. It is a local priority to extend the runway length in order to accommodate loaded Twin Otters. Trucks, cars, snowmachines, ATVs and riverboats are used for transportation, recreation and subsistence purposes.

### **Organizations with Local Offices**

**Village Corporation - Seth-De-Ya-Ah Corporation**  
P.O. Box 56  
Minto, AK 99758  
Phone 907-798-7181  
Fax 907-798-7556

**Village Council - Minto IRA Council**  
P.O. Box 58026  
Minto, AK 99758  
Phone 907-798-7112  
Fax 907-798-7627

### **Regional Organizations**

**School District - Yukon/Koyuk Schools**  
4672 Old Airport Way  
Fairbanks, AK 99709-4456  
Phone 907-474-9400

Fax 907-474-0657  
E-mail [csimon@yksd.com](mailto:csimon@yksd.com)  
Web <http://www.yksd.com>

**Regional Native Corporation - Doyon, Limited**  
1 Doyon Place, Suite 300  
Fairbanks, AK 99701-2941  
Phone 907-459-2000  
Fax 907-459-2060  
E-mail [info@doyon.com](mailto:info@doyon.com)  
Web <http://www.doyon.com/>

**Regional Native Health Corporation - Tanana Chiefs Conference**  
122 First Avenue #600  
Fairbanks, AK 99701  
Phone 907-452-8251  
Fax 907-459-3850  
E-mail [hbrown@tananachiefs.org](mailto:hbrown@tananachiefs.org)  
Web <http://www.tananachiefs.org/>

**MEMORANDUM**

**TO:** Senator Bert Stedman, Chair  
Senate Community and Regional Affairs Committee

**FROM:** Senator Georgianna Lincoln

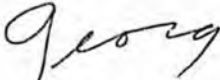
**RE:** Committee Hearing for SB 132

**DATE:** March 18, 2004

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At your earliest convenience, please schedule SB 132 for a committee hearing in the Senate Community and Regional Affairs Committee. Attached please find the bill and sponsor statement. If you have any questions please contact my staff, Mark Stopha.

Thank You,



Senator Georgianna Lincoln

ALASKA STATE LEGISLATURE  
*Senator Georgianna Lincoln*

State Capitol  
Juneau, Alaska 99801-1182

(907) 465-3732  
Toll Free: 1-888-461-3732  
Fax (907) 465-2652

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Standing Committees:  
Resources  
Transportation  
Community & Regional Affairs

Joint Committee:  
Legislative Council

Budget Subcommittees:  
Administration  
Transportation

DISTRICT C

Alatna  
Allakaket  
Aniak  
Angoon  
Anvik  
Arctic Village  
Beaver  
Beluga  
Bettles  
Big Delta  
Birch Creek  
Boundary  
Cape Pole  
Central  
Chalkyitsik  
Chandalar Lake  
Chenega Bay  
Chicken  
Chisana  
Chistochina  
Chitina  
Chuathbaluk  
Circle  
Coffman Cove  
Cordova  
Cube Cove  
Coldfoot  
Copper Center  
Craig  
Crooked Creek  
Delta Junction  
Deltana  
Dot Lake  
Dry Creek  
Eagle  
Eagle Village  
Edna Bay  
Ellamar  
Ernestine  
Excursion Inlet  
Eureka  
Evansville  
Eyak  
Flat  
Fort Greely  
Fort Yukon  
Fortuna Ledge  
Fueter Bay  
Galena  
Galena  
Grayling  
Gulkana  
Gustavus  
Haines  
Healy Lake  
Hogatza  
Hobart Bay  
Holy Cross  
Hoonah  
Hughes  
Huslia  
Hydaburg

**Sponsor Statement for Senate Bill 132**

**“An Act removing the Old Minto townsite from the Minto Flats State Game Refuge and authorizing the Department of Natural Resources to convey certain land at the historic Old Minto site to the Minto Village Council.**

Senate Bill 132 will allow for the transfer of approximately 32 acres of land located at the Old Minto Village Site from the Minto Flats State Game Refuge to the Native Village of Minto. The Minto Village Council (MVC) is the governing body of the Native Village of Minto and as such is the most appropriate entity to receive the land and care for it for generations to come. Currently, the Interior Athabaskan Cultural Heritage Education Institute (ACHEI), operated by the Minto Village Council, holds a “Public and Charitable Lease” for a Youth Encampment on the site until 2052. The MVC would become the landlord and administrator of the ACHEI lease.

Old Minto Village is located on the banks of the Tanana River, about 50 miles southwest of Fairbanks. Old Minto Village was the home of the Minto Band of Athabaskan Indians from the time of it's settlement in 1912 to 1971, when the people relocated to the present village site of New Minto due to flooding, bank erosion and health concerns associated with these conditions. Despite relocation, the people of Minto continue to maintain a strong spiritual attachment to Old Minto. Elders and their descendants go there to camp and visit graves of their ancestors. The cabins, church, community hall and store building still exist today.

Hyder  
Kaie  
Kaitag  
Kasaan  
Katalla  
Kennicott  
Kenny Lake  
Klawock  
Klukwan  
Koyukuk  
Lahouche Bay  
Lake Minchumina  
Lime Village  
Livengood  
Long Island  
Mankomen Lake  
Manley Hot Springs  
Marshall  
McCarthy  
McGrath  
Medfra  
Melakata  
Mentasta  
Minto  
Nabesna  
Naukati Bay  
Senana  
Nikolai  
Northway  
Nulato  
Ophir  
Point Baker  
Polk Inlet  
Port Alice  
Port Protection  
Rampart  
Red Devil  
Ruby  
Russian Mission  
Shageluk  
Skagway  
Slana  
Sleetmute  
Stevens Village  
Stony River  
Strelina  
Taketna  
Tanacross  
Tanana  
Tatitlek  
Tazlina  
Telida  
Tenakee Springs  
Tetlin Junction  
Tok  
Tonsina  
Tyonek  
Utopia Creek  
Venetie  
View Cove  
Waterfall  
Whale Pass  
Wiseman  
Yakutat



# ALASKA STATE LEGISLATURE

## SENATE COMMITTEE ON COMMUNITY & REGIONAL AFFAIRS

Senator Bert K. Stedman, Chair

Official Business

Senator Tom Wagoner, Vice-Chair  
Senator Kim Elton  
Senator Georgianna Lincoln  
Senator Gary Stevens

State Capitol, Room 30  
Juneau, AK 99801-1182  
Phone: (907) 465-4989  
Fax: (907) 465-3922

April 14, 2004  
1:30 – 3:30 PM  
Fahrenkamp 203

### AGENDA

#### I. Call To Order

#### II. New Business

##### SB 132 Minto Flats Game Refuge

##### Sponsor Testimony:

*Senator Georgianna Lincoln (D-Rampart), District C*  
*Mark Stopha, Staff Senator Lincoln*

##### Invited Testimony:

*Andrew Jimmy, Minto, Alaska*  
*Available for Questions (Via Phone)*  
*Wyn Menefee, Chief of Ops, Div Mining, Land & Water, DNR*  
*Joe Joyner, Div Mining, Land & Water, DNR*

##### Public Testimony

##### SB 382 Eminent Domain/Replat of Boundary Changes

##### Sponsor Testimony:

*Senator John Cowdery (R-Anch), District O*  
*Richard Schmitz, Staff Senator Cowdery*

##### Invited Testimony:

*Peter Putzier, Asst Atty Gen, Transportation, Dept Of Law*  
*Jeff Ottesen, Director, Div of Program Development, DOT*

##### Public Testimony

#### III. Adjourn

**SENATE COMMITTEE REPORT**  
**First Committee of Referral**

DATE: 3/10/03

FURTHER: Resources

Date of 5-Day Notice: 4/1/04  
 (in accordance with Uniform Rule 23)

DATE TURNED  
 IN TO OFFICE: 4/14/04

Community and Regional Affairs Committee considered SENATE BILL NO. 132

**SB 132 MINTO FLATS GAME REFUGE & TOWNSITE**

"An Act removing the Old Minto townsite from the Minto Fiats State Game Refuge; and authorizing the Department of Natural Resources to convey certain land at the historic Old Minto site to the Minto Village Council."

and recommends:

- be replaced with \_\_\_\_\_ CS SB 132 ( CRA )
- adopt previous \_\_\_\_\_ CS \_\_\_\_\_ ( \_\_\_\_\_ )
- attached amendment(s)
- adopt Letter of Intent by \_\_\_\_\_ Committee
- further referral to \_\_\_\_\_ Committee

**Senate Bill:**

- same title
- new title

**House Bill:**

- same title
- technical title
- new: SCR # \_\_\_\_\_

**NEW FISCAL NOTE(S):**

Department	Date	Fiscal	Zero	FN#
DNR	4/14		✓	

**PREVIOUS FISCAL NOTE(S):**

Department	Date	Fiscal	Zero	FN#

APPROPRIATION - no fiscal note

SIGNATURES AND RECOMMENDATIONS:	Do PASS	Do NOT PASS	No REC	AMEND
<i>Jamie...</i>	✓			
<i>Tom Wagner</i>	✓			
<i>R. S. B.</i>	✓			
CHAIR: <i>Bert K. ...</i>	✓			

23-LS0578V  
Bullock  
4/6/04

**CS FOR SENATE BILL NO. 132( )**

**IN THE LEGISLATURE OF THE STATE OF ALASKA**

**TWENTY-THIRD LEGISLATURE - SECOND SESSION**

**BY**

**Offered:  
Referred:**

**Sponsor(s): SENATOR LINCOLN**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act removing the Old Minto townsite from the Minto Flats State Game Refuge;**  
2 **and authorizing the Department of Natural Resources to convey certain land at the**  
3 **historic Old Minto site to the Native Village of Minto."**

4 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

5 **\* Section 1.** The uncodified law of the State of Alaska is amended by adding a new section  
6 to read:

7 **LEGISLATIVE FINDINGS.** The legislature finds that

8 (1) the Old Minto Site has been historically used by the community of Minto  
9 for spiritual, cultural, and community purposes; and

10 (2) the conveyance of the site to the Native Village of Minto serves a public  
11 purpose and is in the public interest.

12 **\* Sec. 2.** AS 16.20.037(3) is amended to read:

13 (3) Township 1 North, Range 8 West, Fairbanks Meridian

14 Sections 1 - 16

1 Sections 21 - 28, excl. ASLS 95-37

2 Section 35: E1/2

3 Section 36;

4 \* **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to  
5 read:

6 CONVEYANCE OF LAND AT THE HISTORIC OLD MINTO SITE. (a) Subject to  
7 valid existing rights, including land leases or sales contracts, easements, reservations, rights-  
8 of-way, and any vested and accrued water rights, and excepted and reserved from the  
9 conveyance a right-of-way for ditches and canals constructed by the authority of the United  
10 States under 43 U.S.C. 945 (Act of August 30, 1890, 26 Stat. 391), the commissioner of  
11 natural resources shall convey to the Native Village of Minto, without cost, the following  
12 land: Alaska State Land Survey No. 95-37, within unsurveyed Section 28, Township 1 North,  
13 Range 8 West, Fairbanks Meridian, containing approximately 31.42 acres, more or less,  
14 according to the survey plat filed in the Nenana Recording District on May 7, 1997, as plat  
15 no. 97-4.

16 (b) The conveyance shall be made subject to the following reservations: "The party  
17 of the first part, Alaska, hereby expressly saves, excepts and reserves out of the grant hereby  
18 made, unto itself, its lessees, successors, and assigns forever, all oils, gases, coal, ores,  
19 minerals, fissionable materials, geothermal resources, and fossils of every name, kind or  
20 description, and which may be in or upon said land above described, or any part thereof, and  
21 the right to explore the same for such oils, gases, coal, ores, minerals, fissionable materials,  
22 geothermal resources, and fossils, and it also hereby expressly saves and reserves out of the  
23 grant hereby made, unto itself, its lessees, successors, and assigns forever, the right to enter by  
24 itself, its or their agents, attorneys, and servants upon said land, or any part or parts thereof, at  
25 any and all times for the purpose of opening, developing, drilling, and working mines or wells  
26 on these or other land and taking out and removing therefrom all such oils, gases, coal, ores,  
27 minerals, fissionable materials, geothermal resources, and fossils, and to that end it further  
28 expressly reserves out of the grant hereby made, unto itself, its lessees, successors, and  
29 assigns forever, the right by its or their agents, servants and attorneys at any and all times to  
30 erect, construct, maintain, and use all such buildings, machinery, roads, pipelines, power  
31 lines, and railroads, sink such shafts, drill such wells, remove such soil, and to remain on said

1 land or any part thereof for the foregoing purposes and to occupy as much of said land as may  
2 be necessary or convenient for such purposes hereby expressly reserving to itself, its lessees,  
3 successors, and assigns, as aforesaid, generally all rights and power in, to, and over said land,  
4 whether herein expressed or not, reasonably necessary or convenient to render beneficial and  
5 efficient the complete enjoyment of the property and rights hereby expressly reserved."

6 (c) Unless the commissioner finds that it is not in the public interest, the management  
7 of all existing land leases or sale contracts on the land described in (a) of this section shall  
8 pass with the conveyance to the Native Village of Minto.

# FISCAL NOTE

**STATE OF ALASKA**  
**2004 LEGISLATIVE SESSION**

Fiscal Note Number: \_\_\_\_\_  
Bill Version: SB 132CS(CRA)workdraf  
( ) Publish Date: \_\_\_\_\_

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: Natural Resources  
Title Minto State Game Refuge and Townsi RDU Resource Development  
Component Land Sales and Municipal Entitlement  
Sponsor Sen. Lincoln  
Requester Sen CRA Component No. 2460

**Expenditures/Revenues** (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
Personal Services	0.0	0.0	0.0	0.0	0.0	0.0
Travel						
Contractual	0.0					
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES (GF 1004)</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
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**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2004) cost: 0.0

Check this box (X) if funding for this bill is included in the Governor's FY 2005 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

**ANALYSIS:** (Attach a separate page if necessary)

This legislation directs DNR to sell a parcel of state land to the Minto Village Council. This proposed Legislation will have no fiscal impact on the department.

Prepared by: Bob Loeffler, Director Phone 269-8600  
Mining, Land and Water Date/Time 4/14/04  
Approved by: Thomas Irwin, Commissioner Date \_\_\_\_\_  
Agency Natural Resources

# FISCAL NOTE

STATE OF ALASKA  
2004 LEGISLATIVE SESSION

Fiscal Note Number: \_\_\_\_\_  
Bill Version: SB132-DNR-LSME-04-5-  
( ) Publish Date: \_\_\_\_\_

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: Natural Resources  
Title Minto State Game Refuge and Townsi RDU Resource Development  
Component Land Sales and Municipal Entitlement  
Sponsor Sen. Lincoln  
Requester Sen CRA Component No. 2460

**Expenditures/Revenues** (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
Personal Services	5.1	0.0	0.0	0.0	0.0	0.0
Travel						
Contractual	0.5					
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>5.6</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES (GF 1004)</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
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**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	5.6	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
<b>TOTAL</b>	<b>5.6</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2004) cost: 0.0

Check this box (X) if funding for this bill is included in the Governor's FY 2005 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

**ANALYSIS:** (Attach a separate page if necessary)

This legislation directs DNR to sell a parcel of state land to the Minto Village Council. This proposed Legislation will require DNR to prepare a title report, provide public notice, and issue deeds for this conveyance. It is not clear as to whether or not DNR would also need to do a Best Interest Finding as required by AS 38.05.035, so the fiscal note also assumes staff time to prepare a draft and final finding. Total staff time is 1 month Natural Resource Specialist 2 (\$5.1). Contractual cost is the public notice (\$.5)

Prepared by: Bob Loeffler, Director Phone 269-8600  
Mining, Land and Water Date/Time 4/5/04  
Approved by: Thomas Irwin, Commissioner Date 4/5/04  
Agency Natural Resources